



SN 09752 724

DA C c/c # JFW

U.S. PATENT No. 7,026,293  
ATTORNEY DOCKET NO.: 58777.000003

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent No. : 7,026,293 B2      Application Number    09/752,724  
Applicant : Masafumi KITAKAZE  
Issued : April 11, 2006  
Title : TREATMENT OR PROPHYLAXIS OF ISCHEMIC HEART  
DISEASE  
TC/Art Unit : 1653  
Examiner : Rita MITRA  
Docket No. : 58777.000003  
Customer No. : 21967

**ATTN: CERTIFICATE OF CORRECTION BRANCH**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

07/18/2008 CKHLOK    00000009 7026293  
01 FC:1808      130.00 OP

**REQUEST FOR CERTIFICATE OF CORRECTION**  
**OF PATENT UNDER 37 C.F.R. § 1.323**

Sir:

Patentee respectfully requests a Certificate of Correction from the United States Patent and Trademark Office ("USPTO") under 37 C.F.R. § 1.323. As explained below, in issued U.S. Patent No. 7,026,293 B2, the name of the Assignee "Daiichi Suntory Pharma Co., Ltd." should be changed to "Daiichi Asubio Pharma Co., Ltd." See Patent Assignment Abstract of Title (Exhibit A).

Pursuant to M.P.E.P. § 1481.01, Patentee states that the assignment was submitted for recordation as set forth in 37 C.F.R. § 3.11 before issuance of the patent. Accordingly, Patentee submits herein a request for certificate of correction under 37 C.F.R. § 1.323 along with the fee of \$100.00 as set forth in 37 C.F.R. § 1.20(a) and the processing fee of \$30.00 as set forth in 37 C.F.R. § 1.17(i).

07/17/2006 MGBREM1 00000088 7026293

01 FC:1811  
02 FC:1464

100.00 OP  
130.00 OP

On April 7, 2003, Patentee filed a Notice of Recordation of Assignment Document to record with the USPTO the assignment of the patent application to Daiichi Suntory Pharma Co., Ltd. The USPTO mailed a Notice of Recordation of Assignment Document on September 3, 2003 confirming the assignment of the above-captioned patent application to Daiichi Suntory Pharma Co., Ltd. See Reel/Frame 013929/0012.

On March 10, 2005, the USPTO issued a Notice of Allowance and Fee(s) Due for the patent application. On June 10, 2005, Patentee paid the Issue Fee and listed "Daiichi Suntory Pharma Co., Ltd." as the assignee on the Issue Fee Transmittal Form (PTOL-85).

However, after payment of the issue fee, the assignee changed its name. Accordingly, on October 31, 2005, Patentee filed a Notice of Recordation of Assignment Document to record with the USPTO the Change of Name from Daiichi Suntory Pharma Co., Ltd. to Daiichi Asubio Pharma Co., Ltd. The Change of Name was recorded and confirmed by the USPTO prior to the issuance of U.S. Patent No. 7,026,293 on April 11, 2006.

As discussed herein, Patentee submitted the assignee's name change on October 31, 2005 (resubmitted February 22, 2006). The USPTO sent a Notice of Recordation of Assignment Document confirming the name change to "Daiichi Asubio Pharma Co., Ltd." on March 9, 2006. See Reel/Frame 017279/0094. Therefore the submission and recordation of the assignee's name change was completed before the issuance of U.S. Patent No. 7,026,293 on April 11, 2006. Therefore, U.S. Patent No. 7,026,293 should reflect the correct assignee as Daiichi Asubio Pharma Co., Ltd. However, the published assignee does not match the correct assignee listed on the USPTO's Patent Assignment Abstract of Title. Accordingly, Patentee respectfully requests the correction of the name of the assignee based on the filing of the Notice of Recordation of Assignment prior to the issuance of the patent.

Attached are two copies of a Certificate of Correction Form PTO/SB/44 that indicates the type and location of the errors on page 1 at item (73). Patentee respectfully requests that the Commissioner certify these forms, and return one of the forms to undersigned counsel, who is the attorney of record.

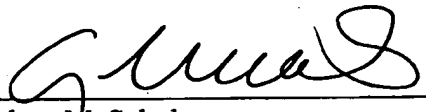
**CONCLUSION**

Please charge any shortage in fees due in connection with the filing of this communication, including any petition fees, to **Deposit Account No. 50-0206**, and please credit any excess fees to such deposit account.

Respectfully submitted,

• Dated: July 14, 2006

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RMS/CJN:sc